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RE:

U.S. Serial No.: 10/719,310

Our Docket No.: P1979R1

Number of Pages including this cover sheet - 3

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Enclosed for consideration and entry on the record in connection with the above application are: this cover page and Restriction Requirement Response.

SEP 2 3 2005

Patent Docket P1979R1

TO: 15712738300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Paul G. Brunetta et al.

Serial No.: 10/719,310

Filed:

November 21, 2003

For: THERAPY OF NON-MALIGNANT DISCASES OR DISORDERS WITH

ANTI-ERBB2 ANTIBODIES

Group Art Unit: 1644

Examiner: Phuong N Huynh

Confirmation No. 3292

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September, 23, (

Wendy M. Lee

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is responsive to the restriction requirement mailed 8/26/2005.

On pages 2-3 of the restriction requirement, the Examiner has called for restriction to one of the inventions of Groups 1 to 8. Applicants elect the Group 1 invention, drawn to therapy of psoriasis. Applicants request that Group 1 claims (claims 19, and 29-32) be examined together with linking claims (claims 1-18).

In the paragraph spanning pages 4-5 of the restriction requirement, the Examiner has further requested that applicant elect a species from (1) a specific second therapeutic agent such as the ones recited in claims 15 and 32, and (2) whether the antibody is conjugated or not conjugated with a cytotoxic agent as set forth in claims 12-14. As to (1), Applicants elect the species of an "immunosuppressive agent." Group 1 and linking claims readable on this first elected species include: claims 1-19 and 29-32. In respect of (2), Applicants elect the species "wherein the antibody is not conjugated with a cytotoxic agent." Group 1 and linking claims readable on this second elected species include: claims 1-13, 15-19, and 29-32.

Prosecution on the merits is awaited.

TO: 15712738300

Serial No.: 10/719,310

Respectfully submitted, GENENTECH, INC.,

Date: September 23, 2005

Wendy M. Lee

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